



State of Vermont

LAND USE PERMIT

CASE No. 2W0511
APPLICANT Frank W. Whitcomb Corporation
Box 429
ADDRESS Bellows Falls, Vermont 05105
--and--
Lawrence Thomas
West Chesterfield, New Hampshire
03436

LAWS/REGULATIONS INVOLVED

10 VSA, Chapter 151 (Act 250)
and Vermont State Board of
Health Regulations Chapter 5,
Sanitary Engineering Sub-
chapter 1, Public Buildings
SECTION 5-651(a) (2), EXCEPTION
SITE WORK & FOUNDATION CON-
STRUCTION ONLY. Subchapter 15,
Plumbing

NOTE: No construction of the plant is
allowed without an Air Pollution
Permit & Certification of Compliance.

District Environmental Commission II hereby issues a Land Use Permit #2W0511 pursuant to the authority vested in it in 10 VSA, Chapter 151. This permit applies to the land identified in Book 42, Page 483 of the Land Records of Dummerston, Vermont, as the subject of a deed to Frank W. Whitcomb Corporation, Box 429, Bellows Falls, Vermont and Lawrence Thomas, West Chesterfield, New Hampshire, the "permittees" as grantees. This permit specifically authorizes the permittees to construct a three ton asphalt paving plant on Ferry Road in Dummerston, Vermont.

The permittees, their assigns and successors in interest, are obligated by this permit to complete and maintain the project only as approved by the District Commission in accordance with the following conditions:

1. The project shall be completed as set forth in Findings of Fact and Conclusions of Law #2W0511, in accordance with the plans and exhibits stamped "Approved" and on file with the District Environmental Commission, and in accordance with the conditions of this permit. No changes shall be made in the project without the written approval of the District Environmental Commission.
2. By acceptance of the conditions of this permit without appeal, the permittees confirm and agree for themselves and all assigns and successors in interest that the conditions of this permit shall run with the land and the land uses herein permitted, and will be binding upon and enforceable against the permittees and all assigns and successors in interest.
3. The District Environmental Commission maintains continuing jurisdiction during the lifetime of the permit and may periodically require that the permit holder file an affidavit certifying that the project is being completed in accordance with the term of the permit.

4. This permit hereby incorporates all of the conditions of the Site and Foundation letter and the Certification of Compliance #2W0511 when issued by the Assistant Regional Engineer, Division of Protection, Agency of Environmental Conservation in compliance with Vermont State Board of Health Regulations Chapter 5, Sanitary Engineering Subchapter 1, Public Buildings SECTION 5-651(a) (2), EXCEPTION, SITE WORK & FOUNDATION CONSTRUCTION ONLY, Subchapter 15, Plumbing.

5. Erosion Control: All disturbed areas of the site shall be mulched and shall have water bars in place immediately after grading. Grading shall be phased so that temporary erosion controls have been placed on all exposed earth within three days. All erosion control devices shall be maintained until all roads are permanently paved and all permanent vegetation is established on all slopes and disturbed areas. Notwithstanding all disturbed areas of the site shall be mulched from October 15 to April 15, regardless of whether final grading has been finished. Work may continue through this period if a plan is supplied to the Commission that will provide a viable erosion control alternative to grass with a well developed root system. The plan must be approved by the Commission prior to October 1 of that year.

6. Water Conservation: The permittees and all assigns and successors in interest shall install and maintain water conserving water fixtures. The plumbing fixtures shall operate with the following specifications: (1) internal system water pressure of 50 psi maximum, (2) toilets with a maximum of 2.5 gallons per flush, and (3) faucets on sinks and lavs shall operate at a maximum of 3 gallons per minute. An alternative water conservation plan may be presented to the Commission for approval before implementation. The approved alternate shall be implemented and maintained by the permittees for the duration of the permit.

7. The Commission reserves the right to evaluate and impose additional conditions with respect to storm water runoff and traffic. The Commission reserves this right for a period of time commencing and expiring with the permit.

8. The permittees and all assigns and successors shall continually maintain the planting and site improvements substantially as approved by replacing any dead or diseased plantings or damaged site improvements as soon as possible.

9. All outdoor lighting shall be installed or shielded so that light sources and reflector surfaces are concealed from view substantially beyond the perimeter of the area to be illuminated. The Commission is particularly concerned about views from I-91.

10. The heated structures approved herein shall be constructed with: an R-Value of at least R-38 in the roof or cap, R-19 in the exterior walls, double glazed windows.

11. All construction on this project must be completed by June 1, 1981.

12. This permit shall expire on August 15, 2006, unless extended by the District Commission.

13. Notwithstanding, this permit shall expire on a year from date of issuance if the permittees have not demonstrated an intention to proceed with the project.

Dated at North Springfield, Vermont this 20th day of Aug, 1981.

BY Wm. H. Jewell
William H. Jewell, District Coordinator
For the District Commission II

Members participating
in this decision:
Robert Pu, presiding
John Cook